

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE**

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**DABNEY AND PAMELA HAMNER,  
PARENTS AND NEXT FRIEND, OF I. H.,  
PLAINTIFFS,**

**V.**

**CASE NO. 2:23-CV-02393-JTF-TMP**

**FREEDOM PREPARATORY ACADEMY  
AND BOARD OF DIRECTORS, IN THEIR  
OFFICIAL CAPACITY ONLY,**

**DEFENDANTS.**

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**MOTION TO DISMISS**

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Defendants, by and through undersigned counsel, file this *Motion to Dismiss*, pursuant to Federal Rule of Civil Procedure 12(b)(6). For the reasons stated in their contemporaneously filed *Memorandum in Support of Defendants' Motion to Dismiss*, Plaintiffs fail to state a claim upon which relief may be granted, making dismissal appropriate.

s/ Lisa A. Krupicka  
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing pleading was served upon counsel for Plaintiffs via the Court's CM/ECF filing system, this the 29<sup>th</sup> day of August, 2023.

s/ Lisa A. Krupicka